

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

RICHARD E. PEREGO, STEFANOS SIDIROPOULOS
and ELY TSERN
Junior Party
(Patent 6,502,161)¹

v.

ROBERT ALLEN DREHMEL, KENT HAROLD HASELHORST,
RUSSELL DEAN HOOVER and JAMES ANTHONY MARCELLA
Senior Party
(Application 11/203,652)²

Patent Interference No. 105,467
(Technology Center 2100)

Before: RICHARD E. SCHAFER, JAMESON LEE, and RICHARD TORCZON,
Administrative Patent Judges.

LEE, *Administrative Patent Judge.*

¹ Based on Application 09/479,375, filed January 5, 2000. The real party in interest is Rambus, Inc.

² Filed August 15, 2005. Accorded the benefit of Application 10/747,820, filed December 30, 2003, Application 09/439,068, filed November 12, 1999, now patent 6,526,469. The real party in interest is International Business Machines Corporation.

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Perego v. Drehmel

Judgment – Merits – Bd. R. 127

In a concurrent paper, junior party Perego's Motion 9 alleging priority of invention over senior party Drehmel has been *denied*.

It is

ORDERED that judgment on priority as to the subject matter of Count 1 is awarded to senior party ROBERT ALLEN DREHMEL, KENT HAROLD HASELHORST, RUSSELL DEAN HOOVER and JAMES ANTHONY MARCELLA;

FURTHER ORDERED that claims 1-49 of junior party Perego's involved Patent 6,502,161, which correspond to Count 1, are herein cancelled;

FURTHER ORDERED that the parties shall note the requirements of 35 U.S.C. §135(c) and Bd.R. 205; and

FURTHER ORDERED that a copy of this judgment shall be entered into the file of Application 11/203,652, and Patent 6,502,161.

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By Electronic Transmission

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